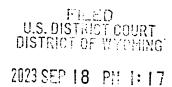
United States District Court For The District of Wyoming



Kelly H. Rankin, Chief United States Magistrate Judgegaret botking, cless cheyense

Abby Logan, Courtroom Deputy

September 18, 2023

FTR, Court Reporter

UNITED STATES OF AMERICA

Government Attorney:

Ariel Calmes

Plaintiff, VS.

Case No. L:23-PO-00135-KHR/

L:23-PO-00136-KHR

MITCHELL BAKER/ STERLING BAKER,

Defendants' Attorneys:

Pro se

Defendants.

| COURTROOM MINUTES |
|--------------------------|
| BENCH TRIAL |

| COURTROOM MINUTES BENCH TRIAL | | |
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| 9:26 a.m. | Court begins with all participants appearing via ZOOM. | |
| 9:27 a.m. | Defendants issued the oath by the Courtroom Deputy. | |
| 9:28 a.m. | Judge asks the defendants questions to confirm that they understand what is going on today. | |
| 9:30 a.m. | Defendants confirm to Judge Rankin that they still wish to continue in this matter with a video trial today and they confirm as does the attorney for the United States. | |
| 9:31 a.m. | Opening statement waived by the attorney for the United States. | |
| 9:32 a.m. | Opening statement waived by Mitchell Baker. | |
| 9:33 a.m. | Opening statement by Sterling Baker. | |
| 9:34 a.m. | Fish and Wildlife Services Officer Joshua Roth called by Ariel Calmes for | |

the Government. Sworn in by the Courtroom Deputy.

| 9:35 a.m. | Direct examination of Officer Roth by the Government. Government Exhibit 1, 2 offered, no objections, admitted by the Court. |
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| 10:09 a.m. | Judge Rankin asks clarifying questions of Officer Roth. |
| 10:10 a.m. | Cross examination of Officer Roth by Mitchell Baker. |
| 10:22 a.m. | Cross examination of Officer Roth by Sterling Baker. |
| 10:35 a.m. | Re-direct examination of Officer Roth by Ariel Calmes for the Government. |
| 10:37 a.m. | No follow-up questions by Mitchell Baker. Sterling Baker asks a follow-up question and Officer Roth responds. |
| 10:40 a.m. | Officer Roth excused from the witness stand. Government rests. |
| 10:41 a.m. | Judge turns to the defendants and asks if they wish to call any witness including themselves. Judge informs them of their rights to remain silent. |
| 10:42 a.m. | Mitchell Baker informs the Judge that he does not wish to call any outside witness nor himself. Sterling Baker informs the Judge that he will call his brother, Mitchell Baker and Judge advises them both accordingly. |
| 10:43 a.m. | Direct examination of Mitchell Baker by Sterling Baker. Defense Exhibit 5 offered, objected to, admitted by the Court. |
| 10:51 a.m. | Cross examination of Mitchell Baker by Ariel Calmes for the Government. |
| 10:59 a.m. | Follow-up questions of Mitchell Baker by Sterling Baker. |
| 11:02 a.m. | Mitchell Baker excused from the witness stand. Sterling Baker rests. |
| 11:03 a.m. | Government recalls Officer Roth and the officer is reminded by the Judge that he remains under oath. Direct examination of Officer Roth by Ariel Calmes for the Government. |
| 11:04 a.m. | Judge asks follow-up of Officer Roth and the officer responds. |
| 11:07 a.m. | Mitchell Baker asks follow-up of Officer Roth and the officer responds. |
| 11:08 a.m. | Sterling Baker asks follow-up of Officer Roth and the officer responds. |
| 11:09 a.m. | Re-direct by Ariel Calmes for the Government. |
| 11:10 a.m. | Evidence closed. Closing argument by Ariel Calmes for the Government. |

| 11:11 a.m. | Closing argument by Mitchell Baker. |
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| 11:12 a.m. | Closing argument by Sterling Baker. |
| 11:14 a.m. | Rebuttal closing argument by Ariel Calmes for the Government. |
| 11:16 a.m. | Judge addresses the parties. |
| 11:24 a.m. | Judge finds the Government has met its burden of proof and finds both defendants guilty beyond a reasonable doubt. |
| 11:25 a.m. | Mitchell Baker addresses the Court before Sentencing. |
| 11:26 a.m. | Sterling Baker addresses the Court before Sentencing. |
| 11:28 a.m. | Ariel Calmes makes sentencing recommendations to the Court. |
| 11:31 a.m. | Judge speaks to the defendants. |
| 11:32 a.m. | Mitchell Baker responds. |
| 11:33 a.m. | Sterling Baker responds. |
| 11:34 a.m. | Government responds. |
| 11:34 a.m. | The Judge sentences both defendants to the following. 2 years unsupervised probation with the following special conditions: 1. Violate no federal, state, local or tribal law. 2. Pay the \$50 monetary obligation (\$30 processing fee, \$10 special assessment per citation) due on or before 9/25/23. 3. Not access or be permitted on the lands of the National Elk Refuge (need proper name) for a period of 2 years. |
| 11:40 a.m. | Judge informs defendants of their right to appeal. |
| | |

Court recessed.

11:41 a.m.